



1-11/9/01 10:22:53 a.m. Section 18
COPY OF PAPERS
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Atty. Docket No.: 9409/2042 PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Wittamer, et al.
Serial No.: 09/905,253
Filed: July 13, 2001
Entitled: "Natural Ligand of G Protein
Coupled Receptor ChemR23 and
Uses Thereof"

Examiner: Unknown
Group Art Unit: 1645

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL326923147US** on this date, **November 7, 2001**, postage prepaid, in an envelope addressed to Box: Missing Parts, Commissioner for Patents, Washington, D.C. 20231.

Kathleen Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Response to Notice to File Missing Parts mailed July 30, 2001;
2. Copy of Notice to File Missing Parts- Part 2;
3. Petition for Two months Extension of Time;
4. Executed Declaration and Power of Attorney;
5. Amendment to the Specification;
6. Paper Copy of Sequence Listing;
7. Computer Readable Copy of Sequence Listing;
8. Statement Under 37 C.F.R. §1.821 (f);
9. Check in the amount of \$2,323.00 for the requisite fees; and
10. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No. 9409/2042. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: 11/9/01

DISK TO STIC

DATE: 11/09/01

Name: Kathleen Williams
Registration No.: 34,380
Palmer & Dodge LLP
111 Huntington Avenue At The Prudential Center
Boston, MA 02199-7613 Tel: 617-239-0100



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Express Mail Label No.: EL326923147US
Date of Deposit: November 9, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application Wittamer, et al.
of:

Serial No.: 09/905,253

Filed: July 13, 2001

Entitled: Natural Ligand of G Protein Coupled Receptor
ChemR23 and Uses Thereof

Attorney Docket No. : 9409/2042

Box: Missing Parts
Commissioner for Patents
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

Sir:

This is filed in response to the Notice to File Missing Parts of Nonprovisional Application mailed July 30, 2001.

1) The Notice states that the basic filing fee, additional claims fees and the surcharge for multiple dependent claims were not received. A check covering these fees accompanies this response as well as a fee for the petition for two months extension of time which is required.

2) The notice states that the oath or declaration is missing. A copy of the executed Declaration and Power of Attorney is filed herewith, along with a check covering the surcharge for deferred filing of the declaration.

3) The Notice states that the application is informal because it does not contain an abstract in compliance with 37 C.F.R. §1.72(b). An amendment to the specification directing the entry of an abstract accompanies this response. The amendment adds no new matter.

4) The Notice states that the application fails to comply with the Sequence Listing requirements of 37 C.F.R. §§1.821-1.825. Paper and computer-readable forms of a sequence listing and the necessary statement under 37 C.F.R. §1.121(f) accompany this response, in fulfillment of the sequence listing requirements.

5) The Notice states that Figures 9 and 10, referred to in the Brief Description of the Figures, were not received with the application as filed. A preliminary amendment addressing this issue was filed on October 12, 2001.

Date

11/14/01

Respectfully submitted,



Kathleen M. Williams, Ph.D.

Registration No. 34,380

PALMER & DODGE LLP

One Beacon Street

Boston, MA 02108

Telephone: (617) 753-0451

Facsimile: (617) 227-4420



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Wittamer, et al.
of:

Serial No.: 09/905,253

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ChemR23 and Uses Thereof

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Attorney Docket No. : 9409/2042

Box: Missing Parts

Commissioner for Patents

Washington, DC 20231

STATEMENT UNDER 37 C.F.R. §1.821 (f)

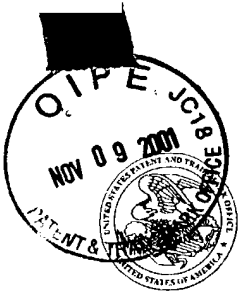
Sir:

In accordance with 37 C.F.R. §1.821 (f) I hereby state that the paper copy and the computer readable form of the Sequence Listing submitted herewith in the above-identified patent application are supported in the application and contain no new matter. I hereby state that the information recorded in computer readable form is identical to the written sequence listing.

11/9/01

Date

Kathleen M. Williams
Reg. No. 34, 380
Attorney for Applicant
Palmer & Dodge LLP
One Beacon Street
Boston, MA 02108
Phone: (617) 573-0451
Fax: (617) 227-4420



09/05/253 110401

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/905,253	07/13/2001	Valerie Wittamer	9409/2042

CONFIRMATION NO. 4887

27495
PALMER & DODGE, LLP
ONE BEACON STREET
BOSTON, MA 02108-3190

FORMALITIES LETTER



OC000000006360216

Docketed Down
Response Due Resp to NFMP
Statutory Period 9/30/01 (1/30/02 final)
Palmer & Dodge LLP
Patent Department

Date Mailed: 07/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/22/2002 BNGUYEN1 00000071 09905253

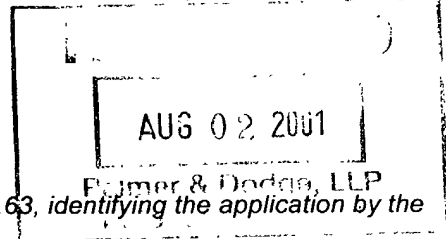
01 FC:216	200.00 OP
02 FC:202	966.00 OP
03 FC:203	648.00 OP
04 FC:204	140.00 OP
05 FC:205	65.00 OP
06 FC:201	304.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1703.
 - \$648 for 72 total claims over 20.
 - \$920 for 23 independent claims over 3.
 - \$135 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2123.



The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after

September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

The following item(s) appear to have been **omitted** from the application:

- **Figure(s) 9,10** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b)**. In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY